

Amendments to the Claims

This listing of claims will replace all prior versions, and listings, of claims in the application.

Listing of claims:

Claims 1-8. **(canceled)**.

Claim 9. **(currently amended)** A gaming apparatus operable by a player and having a slot mode and a pinball mode, the apparatus comprising:

a slot machine capable of being activated by a player in the slot mode of the apparatus to display different combinations of symbols, the symbols including a pinball symbol;

a pinball machine disposed below the symbols of the slot machine and operable in the pinball mode for the player to play a pinball game;

at least one of the combinations of symbols including the pinball symbol, the apparatus switching from the slot mode to the pinball mode upon display of said one combination by the slot machine.

Claim 10. **(previously presented)** The gaming apparatus set forth in claim 9 wherein the gaming apparatus continues in the slot mode if a combination of symbols not including the pinball symbol is displayed.

Claim 11. **(previously presented)** The gaming apparatus set forth in claim 10 wherein the slot machine includes a pay line and the slot machine symbols are displayed relative to the pay line.

Claim 12. **(previously presented)** The gaming apparatus set forth in claim 11 wherein the slot machine further includes slot reels moveable relative to the slot machine, the slot machine symbols being arranged on the slot reels for movement therewith.

Claim 13. **(previously presented)** The gaming apparatus set forth in claim 9 wherein the pinball machine is constructed so that the player can act to keep the pinball in play to continue operation of the apparatus in the pinball mode.

Claim 14. **(previously presented)** The gaming apparatus set forth in claim 13 wherein the pinball machine includes a play area, a pinball, and a flipper, the pinball being moveable within the play area by the flipper during operation of the pinball machine in the pinball mode, the pinball mode ending and the pinball mode switching to the slot mode when the player allows the pinball to move out of the play area.

Claim 15. **(previously presented)** The gaming apparatus set forth in claim 14 wherein the pinball machine further includes a credit adding sensor and a credit subtracting sensor, the pinball being moveable within the play area by the flipper during operation of the pinball machine to interactively move the pinball into contact with the sensors within the play area to create a pinball credit score that is added to a slot credit score when the gaming apparatus switches from the pinball mode to the slot mode.

Claim 16. **(previously presented)** The gaming apparatus set forth in claim 14 wherein the slot machine includes a lever, the slot lever being operable by the player in the slot mode to activate the slot machine, and the slot lever being operable by the player in the pinball mode to launch the pinball into the play area.

Claim 17. **(previously presented)** The gaming apparatus set forth in claim 9 wherein operation of the pinball machine in the pinball mode cannot affect the combination of symbols displayed by the slot machine.

Claims 18-24. **(canceled)**.

Claim 25. **(previously presented)** The gaming apparatus set forth in claim 9 further comprising a lever, the lever being operable by the player to activate the slot machine in the

slot mode of the apparatus, the lever being further operable by the player to play the pinball game in the pinball mode of the apparatus.

Claim 26. **(new)** The gaming apparatus set forth in claim 9 wherein the pinball machine includes a play area oriented at an angle greater than zero degrees and less than ninety degrees above horizontal.

Claim 27. **(new)** The gaming apparatus set forth in claim 26 wherein the pinball machine includes a pinball and the play area includes a substantially planar surface, the pinball rolling over the surface of the play area during operation of the pinball machine in the pinball mode.

Claim 28. **(new)** A gaming apparatus operable by a player and having a slot mode and a pinball mode, the apparatus comprising:

- a slot machine capable of being activated by a player in the slot mode of the apparatus to display different combinations of symbols, the symbols including a pinball symbol;

- a pinball machine operable in the pinball mode for the player to play a pinball game, the pinball machine including at least two flippers;

- at least one of the combinations of symbols including the pinball symbol, the apparatus switching from the slot mode to the pinball mode upon display of said one combination by the slot machine.

Claim 29. **(new)** The gaming apparatus set forth in claim 28 wherein the pinball machine further includes a play area, the play area being oriented at an angle greater than zero degrees and less than ninety degrees above horizontal.

Claim 30. **(new)** The gaming apparatus set forth in claim 29 wherein the pinball machine further includes a plunger and a pinball, the plunger moving the pinball into the play area for playing the pinball game, the pinball rolling over the play area during operation of the pinball machine in the pinball mode.

Claim 31. **(new)** A gaming apparatus operable by a player and having a slot mode and a pinball mode, the apparatus comprising:

- a slot machine capable of being activated by a player in the slot mode of the apparatus to display different combinations of symbols, the symbols including a pinball symbol;

- a pinball machine operable in the pinball mode for the player to play a pinball game; the pinball machine including a play area, the play area being oriented at an angle greater than zero degrees and less than ninety degrees above horizontal;

- at least one of the combinations of symbols including the pinball symbol, the apparatus switching from the slot mode to the pinball mode upon display of said one combination by the slot machine.

Claim 32. **(new)** The gaming apparatus set forth in claim 31 wherein the pinball machine includes a pinball and the play area of the pinball machine includes a substantially planar surface, the pinball rolling over the surface of the play area during operation of the pinball machine in the pinball mode.

Claim 33. **(new)** The gaming apparatus set forth in claim 31 further comprising a lever, the lever being operable by the player to activate the slot machine in the slot mode of the apparatus, the lever being further operable by the player to play the pinball game in the pinball mode of the apparatus.

Claim 34. **(new)** The gaming apparatus set forth in claim 31 wherein the slot machine can be activated by the player in the slot mode to create a slot credit score and the pinball machine is operable by the player in the pinball mode to create a pinball credit score, the pinball credit score being added to the slot credit score when the pinball game ends and the gaming apparatus switches from the pinball mode to the slot mode.

Claim 35. **(new)** A gaming apparatus operable by a player and having a slot mode and a pinball mode, the apparatus comprising:

a slot machine capable of being activated by a player in the slot mode of the apparatus to display different combinations of symbols and to create a slot credit score, the symbols including a pinball symbol;

a pinball machine operable in the pinball mode for the player to play a pinball game and create a pinball credit score;

at least one of the combinations of symbols including the pinball symbol, the apparatus switching from the slot mode to the pinball mode upon display of said one combination by the slot machine;

the pinball credit score being added to the slot credit score when the pinball game ends and the gaming apparatus switches from the pinball mode to the slot mode.